PTO/SB/31 (12-08)

Approved for use through 01/31/2009. OMB 0651-0031

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 2002-0308-NCPY		
I hereby certify that this correspondence is being facsimile transmitt to the USPTO or deposited with the United States Postal Service wi sufficient postage as first class mail in an envelope addressed to		In re Application of Krause		
"Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] 12/26/2008	Application N 10/092,49		Filed 3/8/2002	
		Apparatus for Creatin	g and Distributing Creative Works	
Signature	Art Unit	Exa	miner	
Typed or printed Philip R. Krause		M	ary Cheung	
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.				
The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))				
Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:				
A check in the amount of the fee is enclosed.				
Payment by credit card. Form PTO-2038 is attached.				
The Director has already been authorized to charge fees in this application to a Deposit Account.				
The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No.				
A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.				
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.				
I am the				
applicant/inventor.	/Philip	R. Krause/	noturo	
assignee of record of the entire interest.  See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  (Form PTO/SB/96)	. Philip	R. Krause	nature	
	ed.	Typed or printed name		
attorney or agent of record.  Registration number	301-9	301-922-2592		
		Telepho	ne number	
attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34.	Dece	December 26, 2008		
Date				
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.  Submit multiple forms if more than one signature is required, see below*.				

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

 $\square$ 

\*Total of 1

forms are submitted.

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STATEMENT UNDE	R 37 CFR 3.73(b)
Applicant/Patent Owner: Philip R. Krause	
Application No./Patent No.: 10/092,498	Filed/Issue Date: 3/8/2002
Entitled:	
Philip R Krause , a Individua (Type o	al  of Assignee, e.g., corporation, partnership, university, government agency, etc.)
states that it is:	
1.  the assignee of the entire right, title, and interest; or	
2. an assignee of less than the entire right, title and interest (The extent (by percentage) of its ownership interest is	%)
in the patent application/patent identified above by virtue of either:	
	on/patent identified above. The assignment was recorded in, Frame, or for which a
OR	
	on/patent identified above, to the current assignee as follows:
1. From:	To:
The document was recorded in the United State	
Reel, Frame	, or for which a copy thereof is attached.
2. From:	То:
. The document was recorded in the United State	es Patent and Trademark Office at
Reel, Frame	, or for which a copy thereof is attached.
3. From:	To:
The document was recorded in the United State	
Reel, Frame	
reel, rrante	, of for which a copy thereof is attached.
Additional documents in the chain of title are listed on a s	supplemental sheet.
As required by 37 CFR 3.73(b)(1)(i), the documentary evidence or concurrently is being, submitted for recordation pursuant to	e of the chain of title from the original owner to the assignee was, 37 CFR 3.11.
[NOTE: A separate copy (i.e., a true copy of the original assig accordance with 37 CFR Part 3, to record the assignment in the	nment document(s)) must be submitted to Assignment Division in ne records of the USPTO. <u>See</u> MPEP 302.08]
The undersigned (whose title is supplied below) is authorized to act of	n behalf of the assignee.
/Philip R. Krause/	26 December 2008
Signature	Date
Philip R. Krause	301-922-2592
Printed or Typed Name	Telephone Number
Applicant/Inventor	
Title	•

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

## ASSIGNMENT OF PATENT RIGHTS

This Assignment of Patents Rights ("Assignment") is made as of March 9, 2002, by and among Thomas W. Krause ("Assignor") and Philip R. Krause ("Assignce").

WHEREAS, Assignor is the owner, or, along with assignee, the co-owner, of the patents and patent applications identified in Schedule I attached hereto (collectively, the "Patent Rights"); and

WHEREAS, Assignor has agreed to transfer to Assignee all of his rights, title and interest in and to the Patent Rights, as well as all of his rights in and to any improvements to the inventions described and/or claimed in the Patent Rights that were conceived by Assignor prior to March 11, 2002;

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties covenant and agree as follows.

- 1. <u>Assignment</u>. Assignor hereby assigns to Assignee, and Assignee hereby accepts from Assignor, all of Assignor's rights, title, and interest in and to the Patent Rights and to any improvements thereon conceived by Assignor prior to March 11, 2002.
- 2. <u>Representations.</u> Assignor hereby affirms that his ownership interests in the Patent Rights are free and clear of any liens or encumbrances of any kind, and that he has the full right, power and authority to transfer to all of his rights, title, and interest in the Patent Rights.
- 3. <u>Further Action</u>. Assignor further covenants and agrees, at the reasonable request of Assignee and at no additional expense to Assignor, to execute and deliver any further documents and to take all further actions necessary to enable Assignee to become the owner of record of the Patent Rights and to secure the benefits of the rights hereby assigned.

IN WITNESS WHEREOF, each of the parties have caused this Assignment to be duly executed and delivered as of the day and year first above written.

Thomas W. Krause

SWORN TO AND SUBSCRIBED before me this \_ 4 day of \_ \_\_\_\_\_, 2002

Notary Public Falls Church, un

My commission expires 12/31/2024

Philip R. Krause

## Schedule I

## U.S. Patent

1. U.S. Patent No. 6,154,757, for "Electronic text reading environment enhancement method and apparatus" (inventors Krause, P., and Krause, T.)

## **U.S. Patent Applications**

- 1. "Electronic Text Reading Environment Enhancement Method and Apparatus"), Ser. No. 09/628,727 (filed July 28, 2000) (inventors Krause, P., and Krause T.)
- 2. "Method and Apparatus for Providing Customized Date Information," Ser. No. 09/759,215 (filed January 16, 2001) (inventors Krause, T., and Krause, P.)
- 3. "Method and Apparatus for Generating and Distributing Creative Works," Ser. No. 60/293,169 (filed May 25, 2001) (inventor Krause, T.)
- 4. "Method and Apparatus for Generating and Distributing Creative Works," Ser. No. TBA (filed March 8, 2002) (inventors Krause, T., and Krause P.)